

**CONTINUING APPLICATION TRANSMITTAL UNDER RULE 1.53(b)  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

121703  
13281 U.S. PTO

Customer No. 004372  
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Docket No. 026220-00043  
Date: December 17, 2003

17510 U.S. PTO  
10/736688  
121703

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith for filing under 37 C.F.R. §1.53(b) is a

☐ Continuation ☒ Divisional ☐ Continuation-in-Part

application of prior pending Application No. 10/151,955, filed May 22, 2002,

For (Title): NITRIC ESTERS AND NITRATE SALTS OF SPECIFIC DRUGS

By (Inventor): Piero DEL SOLDATO

1. ☒ A Declaration and Power of Attorney is attached. The attached Declaration and Power of Attorney is:
  - ☒ a. A copy of the Declaration and Power of Attorney from the parent application. (Used with the same or fewer inventors and (a) a copy of the prior application or (b) a revised, reformatted or edited version of the prior application that does not contain new matter.)
  - ☐ b. A new Declaration and Power of Attorney. (Used with the same, fewer or additional inventors and (a) a copy of the prior application, (b) a revised, reformatted or edited version of the prior application that does not contain new matter, or (c) a new specification.)
2. ☒ The filing fee based on entry of the concurrently filed Preliminary Amendment is calculated below:

**CLAIMS IN THE APPLICATION AFTER ENTRY OF  
ANY PRELIMINARY AMENDMENT NOTED BELOW**

FOR:	NO. FILED	NO. EXTRA
BASIC FEE		
TOTAL CLAIMS	25 - 20	= 5
INDEP CLAIMS	1 - 3	= 0
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED		

\* If the difference is less than zero, enter "0".

SMALL ENTITY		OR	OTHER THAN A SMALL ENTITY	
RATE	FEE		RATE	FEE
	\$ 385	OR		\$770.00
× 9 =	\$ 45	OR	× 18	\$
× 42 =	\$	OR	× 84	\$
+140 =	\$	OR	+280	\$
TOTAL	\$ 430	OR	TOTAL	\$

3. ☒ A Check in the amount of \$430.00 to cover the filing fee is attached.
4. ☒ The Commissioner is hereby authorized to charge any other fees that may be required to complete this filing, or to credit any overpayment, to Deposit Account No. 01-2300, referring to client-matter number 026220-00021.
5. ☒ Cancel claims 1-11 of the application before calculating the filing fee. At least one independent claim is retained for filing purposes.
6. ☒ Amend the specification by inserting before the first line the sentence:

--This is a Divisional of Application No. 10/151,955 filed May 22, 2002, which is a Divisional of Application No. 09/734,808 filed January 22, 2001, which is a 371 of International Application No. PCT/EP99/05171, filed July 20, 1999. The disclosures of the prior applications are hereby incorporated by reference herein in their entireties. --

Amend --haas-- on page 8, line 12 to --has--.

7. ☐ Formal drawings (Figs. \_\_\_\_\_) are attached.
8. ☒ Priority of foreign application No. MI98 A 001743 filed July 28, 1998 in Italy is claimed under 35 U.S.C. §119 and/or §365(b).
9. ☒ The certified copy was filed with the International Bureau and acknowledged in the Notice of Allowability dated February 15, 2002, in parent Application No. 09/743,808.
10. ☐ A certified copy of the above foreign application(s) is attached.
11. ☐ Priority of U.S. Provisional Application(s) No. \_\_\_\_\_ filed \_\_\_\_\_ is claimed under 35 U.S.C. §119(e).
12. ☐ Amend the specification by inserting before the first line the sentence:  
--This nonprovisional application claims the benefit of U.S. Provisional Application(s) No. \_\_\_\_\_ filed \_\_\_\_\_. --
13. ☒ The prior application is assigned of record to Nicox S.A. recorded at Reel 011500, Frames 0355-0356 on January 22, 2001.
14. ☐ This application is filed by fewer than all the inventors named in the prior application (37 C.F.R §1.53(b)(1)). Delete the following inventor(s) named in the prior application:
15. ☒ A Preliminary Amendment is attached.
16. ☒ An Information Disclosure Statement is attached along with Form PTO-1449.
17. ☒ Small entity status:  
☐ a. A small entity statement is attached.  
☒ b. A small entity statement was filed in the parent application and such status is still proper and desired.  
☐ c. Small entity status is no longer claimed.
18. ☐ Other: \_\_\_\_\_
19. ☒ The Power of Attorney in the application is to:

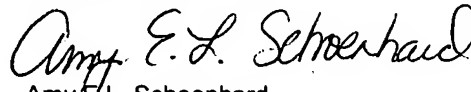
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20. ☒ Address all future communications to:

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Respectfully submitted,



Amy E.L. Schoenhard  
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ALS:ksm